

UNITED STATES DISTRICT COURT  
for the  
EASTERN DISTRICT OF NORTH CAROLINA

**U.S.A. vs. Stacy Ray Johnson**

**Docket No. 5:22-CR-121-1M**

**Petition for Action on Supervised Release**

COMES NOW Matthew A. Fmura, U.S. Probation Officer of the court, presenting a petition for modification of the Judgment and Commitment Order of Stacy Ray Johnson, who, upon an earlier plea of guilty to Possession of a Firearm by a Felon, in violation of 18 U.S.C. § 922(g)(1) and 18 U.S.C. § 924, was sentenced by the Honorable Richard E. Myers II, Chief United States District Judge, on April 24, 2023, to the custody of the Bureau of Prisons for a term of 27 months. It was further ordered that upon release from imprisonment the defendant be placed on supervised release for a period of 3 years.

Stacy Ray Johnson was released from custody on July 22, 2024, at which time the term of supervised release commenced.

On September 26, 2024, a Violation Report was submitted advising the court that the defendant used marijuana and cocaine. Outpatient treatment, in which he was already enrolled, was increased.

On November 18, 2024, a Violation Report was submitted advising the court that the defendant tested positive for marijuana use and admitted to cocaine and fentanyl use. The sample was confirmed positive for marijuana use by the National Laboratory. No action was taken by the court, which allowed Johnson to enroll in, and complete, residential substance abuse treatment at Addiction Recovery Care Association (ARCA) on February 28, 2025.

**RESPECTFULLY PRESENTING PETITION FOR ACTION OF COURT FOR CAUSE AS FOLLOWS:** On April 11, 2025, the defendant submitted a urine specimen to the U.S. Probation Officer which tested positive for cocaine, marijuana and fentanyl use. When confronted with the positive result, Johnson admitted using cocaine on April 8, 2025, and marijuana on April 4, 2025. He did not recall when he used fentanyl, however, he believed the cocaine was laced with it. It appears that despite inpatient drug treatment, Johnson needs further restrictions to limit access to illegal drugs and those who possess them. Additionally, GPS monitoring will definitively show that the defendant continues to engage in outpatient treatment. Consequently, it is respectfully recommended that the court impose 60 days of curfew with GPS monitoring. Should further violations occur, the court will be notified.

The defendant signed a Waiver of Hearing agreeing to the proposed modification of supervision.

**PRAYING THAT THE COURT WILL ORDER** that supervised release be modified as follows:

1. The defendant shall adhere to a curfew as directed by the probation officer for a period not to exceed 60 consecutive days. The defendant is restricted to his residence during the curfew hours. The defendant shall submit to the following Location Monitoring: GPS monitoring and abide by all program requirements, instructions and procedures provided by the supervising officer.

Except as herein modified, the judgment shall remain in full force and effect.

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Reviewed and approved,

I declare under penalty of perjury that the foregoing  
is true and correct.

/s/ Dewayne L. Smith  
Dewayne L. Smith  
Supervising U.S. Probation Officer

/s/ Matthew A. Fmura  
Matthew A. Fmura  
U.S. Probation Officer  
150 Reade Circle  
Greenville, NC 27858-1137  
Phone: 252-830-2345  
Executed On: April 25, 2025

**ORDER OF THE COURT**

Considered and ordered this 25<sup>th</sup> day of April, 2025, and ordered filed and  
made a part of the records in the above case.

Richard E. Myers II  
Richard E. Myers II  
Chief United States District Judge